

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 7322 of 1997

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

KB PANCHAL

Versus

STATE OF GUJARAT

Appearance:

None present for Petitioner

MR VB GHARANIA for Respondent No. 1 & 2

MR RJ OZA for Respondent No. 3

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 07/05/99

ORAL JUDGEMENT

#. The learned counsel for respondent No.3 filed on the record of this special civil application, a copy of the letter dated 1st September 1998 of the Secretary, Gujarat Public Service Commission addressed to the Secretary, Narmada Water Resources and Supply Department, Sachivalaya, Gandhinagar, and contended that nothing

now survives in this special civil application.

#. I find from this special civil application that the petitioner's promotion on adhoc basis was recommended by respondent No.1 and 2 in the cadre of Deputy Executive Engineer but the Gujarat Public Service Commission has not approved the same. Now in pursuance of the order of this court passed in this case on 6.7.98, the matter has been reconsidered by GPSC and under the letter aforesaid, it has approved the adhoc promotion of the petitioner on the post of Deputy Executive Engineer. This was the relief prayed for by the petitioner in this special civil application. After this approval, the petitioner would have been given promotion also. The very fact that nobody is present on behalf of the petitioner goes to show that the petitioner would have got all the promotional benefits in the matter. In the result, this special civil application is dismissed. Rule discharged. No order as to costs.

(S.K.Keshote, J.)

[sunil]